

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
AMARILLO DIVISION

RODGERS, ESTATE OF ALTON  
*Plaintiff,*

v.

BARRY MARTIN, *et al.*,  
*Defendants.*

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Cause No. 2:16-cv-00216-D-BR

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TEXAS DEPARTMENT OF CRIMINAL JUSTICE DEFENDANTS MOTION TO SEAL  
EXHIBIT A OF DEFENDANTS MOTIONS FOR SUMMARY JUDGMENT

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Defendants, through the Attorney General for the State of Texas, request permission of the Court to file Exhibit A of Defendants Appendix to all Texas Department of Criminal Justice's Defendants Motions for Summary Judgment under seal. Defendants seek to file these documents under seal because Plaintiff's confidential medical records and an confidential law enforcement information is contained within this exhibit. These documents are protected by the Health Insurance Portability and Accountability Act of 1996 Privacy Rule (HIPAA), 45 CFR parts 160-164, and the Tex. Civ. Prac. & Rem. Code §30.010(a); Omnibus Consolidated and Emergency Supplemental Appropriations Act, 1999, Pub. L. No. 105-277, § 127(2), 112 Stat. 2681. Release of such information is a criminal offense. TEX. GOV'T. CODE ANN. § 552.352.

Respectfully submitted,

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Attorney General of Texas

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/s/ BRUCE R. GARCIA

**BRUCE R. GARCIA**

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**Franco, Curtis Taylor, Trevin Mogilnicki, and**

**the Texas Department of Criminal Justice**

**NOTICE OF ELECTRONIC FILING**

I, **BRUCE R. GARCIA**, Assistant Attorney General of Texas, certify that I have electronically submitted for filing **Defendants' Motion to Seal Exhibit A of Defendants Motion for Summary Judgment** to the Court, on December 13, 2018, in the Northern District of Texas, Amarillo Division.

/s/ BRUCE R. GARCIA

**BRUCE R. GARCIA**

Assistant Attorney General

**CERTIFICATE OF SERVICE**

I, **BRUCE R. GARCIA**, Assistant Attorney General of Texas, do hereby certify that a true and correct copy of the above and foregoing **Defendants' Motion to Seal Exhibit A of Defendants Motion for Summary Judgment** has been served via the following on December 13, 2018, on:

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***Via ECF***

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/s/ BRUCE R. GARCIA  
**BRUCE R. GARCIA**  
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